

Ex. 5 - Deliberative Process

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From: Moffatt, Brett
Sent: Friday, May 29, 2015 12:31 PM
To: 'pcandy@hbsb.com'
Cc: Johnson, Ivry
Subject: FOIA EPA-R9-2015-006163 (Fruitvale Oil Field)

Mr. Candy,

This is to inform you of the status of your FOIA, and to request an extension of time for EPA to complete its search and release the non-exempt responsive records.

Our FOIA office processed your FOIA request on April 14, 2015, and followed up with an estimated cost for responding to the FOIA and request for an assurance of payment. EPA received notice of your assurance of payment on May 12, 2015. However, this was a day or two before our Water Division staff moved out of their offices because of renovations to our building, and they were not aware that the assurance had been received. In any event, potentially relevant files had already been placed into temporary storage, and our Water Division staff currently cannot access older records. Staff will be returning in a few weeks, but will need additional time to search for the requested records.

Because of these unusual circumstances, EPA requests an extension of time to July 2, 2015 to

respond to your FOIA. Please let me know if this is acceptable, or if you have any questions.

Thank you for your understanding,

Brett

Brett Moffatt

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